IN THE HIGH COURT OF JUDICATURE AT BOMBAY

O.O.C.J.

ARBITRATION PETITION NO.518 OF 2004

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Reshma Irfan ...Petitioner

v/s.

Parth Share & Stock Brokers
Pvt.Ltd. (in Liquidation)
through the Official Liquidator ...Respondents

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Ms.S.R.Kumbhat i/b K.K.Tated for the Petitioner.

Mr.P.G.Rao Dy.Official Liquidator is present.

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CORAM: D.K.DESHMUKH, J.

DATED: 10TH JANUARY,2005

P.C.:

Challenge to the award is on the ground mentioned in Section 34(2) (iv) of the Arbitration Act. To substantiate that challenge it is submitted that because the award was exparte the Arbitrator should not have gone through the record of the stock exchange to record the finding. Though the other side may not be appearing the Arbitrator has the jurisdiction to look into the record specially because this arbitral tribunal has been constituted by the Stock Exchange. I do not find any ground to interfere with the award. Petition disposed of.

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